

# PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2001

Application No. **09-980825**  
 09-980825

## CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	29 minus 20 =	* 9
INDEPENDENT CLAIMS	2 minus 3 =	*
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

SMALL ENTITY TYPE ☒ OR

OTHER THAN SMALL ENTITY

RATE	FEE		RATE	FEE
BASIC FEE	520	OR	BASIC FEE	
X\$ 9=	81	OR	X\$18=	
X42=	/	OR	X84=	
+140=	/	OR	+280=	
TOTAL <b>601</b>		OR	TOTAL	

\* If the difference in column 1 is less than zero, enter "0" in column 2

## CLAIMS AS AMENDED - PART II

	(Column 1)		(Column 2)		(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA
	Total	* 29	Minus	** 29	= /
	Independent	* 2	Minus	*** 3	= /
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

SMALL ENTITY TYPE ☐ OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=	/	OR	X\$18=	/
X42=	/	OR	X84=	/
+140=	/	OR	+280=	/
TOTAL ADDIT. FEE <b>7</b>		OR	TOTAL ADDIT. FEE	

	(Column 1)		(Column 2)		(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA
	Total	* 29	Minus	** 29	= /
	Independent	* 2	Minus	*** 3	= /
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

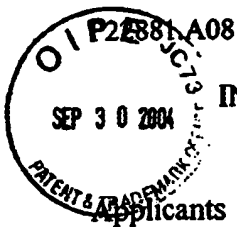
RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=	/	OR	X\$18=	/
X42=	/	OR	X84=	/
+140=	/	OR	+280=	/
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

	(Column 1)		(Column 2)		(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA
	Total	* 41	Minus	** 29	=
	Independent	* 2	Minus	*** 2	=
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

- \* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

10/7/04



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : HARRIS et al.

Group Art Unit: 2856

Appln. No. : 09/980,825

Examiner: H. KWOK

Filed : April 1, 2002

For : ELECTRICALLY OPERATED TUNING FORK

**RESPONSE UNDER 37 CFR § 1.114**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir :

In response to the Advisory Action of the U.S. Patent and Trademark Office dated May 12, 2004, and further to the Notice of Appeal filed on April 30, 2004, which set a period for response of June 30, 2004, and having been extended by three months to expire on September 30, 2004, by the accompanying Request for Extension of Time, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections in view of the herein contained amendments and remarks.

10/01/2004 JAD001 00000074 09980825

03 FC:1202

216.00 OP

RCE  
BHW

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.  
The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/980,825
Filing Date	April 1, 2002
First Named Inventor	Martin R. HARRIS et al.
Group Art Unit	2856
Examiner Name	H. KWOK
Attorney Docket Number	P22881

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**NOTE:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000) which established RCE practice.

## 1. Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on  
(Any unentered amendment(s) referred to above will be entered.)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously Filed on
- iii. ☐ Other:
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Request for Extension of Time
- v. ☐ Other:

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other: \_\_\_\_\_

## 3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a. ☒ Check in the amount of \$1,936.00 enclosed.
- b. ☒ If payment in the appropriate amount is not enclosed, the U.S. Patent and Trademark Office is hereby authorized to charge any fees required by this paper, including the RCE fee required under 37 C.F.R. §1.17(e), any extension of time fees (37 C.F.R. §§ 1.136 and 1.17) necessary to render the RCE timely, and any suspension fee or credit any overpayments, to Deposit Account No. 19-0089

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Bruce H. Bernstein	Registration No. (Attorney/Agent)	29,027
Signature	<i>Bruce H. Bernstein</i>	Date	9/30/04

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as a first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, PO Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	
Signature	
Date	

10/01/2004 JADD01 00000074 09980825

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R22881.A09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group Art Unit: 2856

Appln. No. : 09/980,825

Examiner: H. KWOK

Filed : April 1, 2002

For : ELECTRICALLY OPERATED TUNING FORK

**REQUEST FOR EXTENSION OF TIME**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir :

Please extend the time for response from the Notice of Appeal filed on April 30, 2004, which set a period for response of June 30, 2004, by three months to expire on September 30, 2004. A check including the amount of \$950.00 is enclosed as payment for the fee.

The U.S. Patent and Trademark Office is hereby authorized to credit any overpayment or charge any additional fee to Deposit Account No. 19-0089.

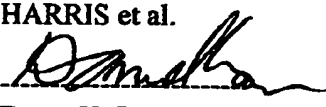
0/01/2004 JAD001 00000074 09980825

2 FC:1253

950.00 US

September 30, 2004  
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1950 Roland Clarke Place  
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(703) 716-1191

Respectfully submitted,  
HARRIS et al.

  
Bruce H. Bernstein  
Reg. No. 29,027

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